

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

FREE CONFERENCE COMMITTEE ON HOUSE BILL 2

Call to Order: Chair Dave Lewis, on April 7, 2011 at 3:00 P.M., in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Dave Lewis, Chair (R)
Rep. John Esp, Chair (R)
Rep. Walter McNutt (R)
Sen. Rick Ripley (R)
Rep. Jon C. Sesso (D)
Sen. Carol Williams (D)

Members Excused: None

Members Absent: None

Staff Present: Prudence Gildroy, Secretary
Taryn Purdy, Legislative Fiscal Division (LFD)

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: HB 2

00:00:02 Reconvene

HB 2 Section B - Health and Human Services:

00:00:40 **Motion:** Sen. Lewis moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a01\)](#)

Discussion:

00:02:33 Chairman Lewis

00:02:47 **Vote:** Motion carried unanimously by roll call vote.

HB 2 Section D - Judicial Branch, Law Enforcement and Justice

00:03:45 Chairman Lewis

00:04:12 **Motion/Vote:** Sen. Ripley moved that **HB 2 BE AMENDED**. Motion carried
unanimously by roll call vote.
[EXHIBIT\(frs78hb0002a02\)](#)

HB 2 Section C - Natural Resources and Transportation:

00:04:52 **Motion:** Rep. Esp moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a03\)](#)

Discussion:

00:05:14 Sen. Esp

00:05:50 **Vote:** Motion carried 4-2 by roll call vote with Rep. Sesso and Sen. Williams
voting no.

HB 2 Section E - Education:

00:06:19 **Motion:** Sen. Lewis moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a04\)](#)

Discussion:

00:06:24 Amy Carlson, Legislative Fiscal Analyst
00:09:17 Sen. Williams
00:09:21 Ms. Carlson
00:12:40 Rep. Sesso
00:12:44 Ms. Carlson
00:14:44 Rep. Sesso
00:16:12 Ms. Carlson
00:20:45 Sen. Ripley
00:20:56 Ms. Carlson

00:21:23 Rep. Sesso
 00:22:05 Ms. Carlson
 00:22:31 Rep. Sesso
 00:23:05 Ms. Carlson
 00:23:15 Rep. Sesso
 00:23:50 Chairman Lewis
 00:24:07 Ms. Carlson
 00:25:15 Chairman Lewis

00:25:53 Rep. Esp **AMENDED HIS MOTION** to strike "and fund switch" on page 2, #11, E-3, line 25 and to strike "HB 640" on page 3, Amendment 11&12 and insert "HB 604". Motion carried by roll call vote 4-2 with Sen. Williams and Rep. Sesso voting no.

00:27:00 **Motion:** Rep. Sesso moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a05\)](#)

Discussion:

00:27:02 Rep. Sesso
 00:28:20 Chairman Lewis

00:28:35 **Vote:** Motion carried 5-1 by roll call vote with Sen. Lewis voting no.

00:29:29 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a06\)](#)

Discussion:

00:29:31 Sen. Williams

00:32:04 Sen. Williams **WITHDREW MOTION HB 2 BE AMENDED**.

00:31:58 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a07\)](#)

Discussion:

00:32:61 Sen. Williams
 00:33:04 Chairman Lewis
 00:33:12 Sen. Williams
 00:33:55 Rep. Esp
 00:34:17 Sen Williams

00:34:26 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

00:35:10 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED**.
[EXHIBIT\(frs78hb0002a08\)](#)

Discussion:

00:35:12 Sen. Williams
00:35:57 Chairman Lewis
00:36:00 Sen. Ripley
00:36:09 Sen. Williams

00:36:33 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

00:36:34 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a09)

00:36:36 Sen. Williams
00:38:03 Rep. Esp

00:38:30 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

00:38:54 **Motion:** Rep. Sesso moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a10)

00:38:56 Rep. Sesso
00:41:05 Chairman Lewis
00:41:20 Rep. Sesso

00:42:27 **Vote:** Motion failed 3-3 by roll call vote with Rep. McNutt, Rep. Sesso and Sen. Williams voting aye.

00:43:04 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a11)

Discussion:

00:43:10 Rep. Williams
00:44:30 Sen. Ripley
00:44:47 Rep. Esp
00:44:57 Sen. Williams
00:45:13 Chairman Lewis

00:45:21 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

HB 2 Section B: Health and Human Services

00:45:55 **Motion:** Rep. Sesso moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a12)

Discussion:

00:45:57 Rep. Sesso
 00:47:20 Chairman Lewis
 00:47:28 Lois Steinbeck, Legislative Fiscal Division (LFD)
 00:48:04 Rep. Sesso

 00:48:35 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

 00:49:12 Chairman Lewis
 00:49:29 Rep. Sesso
 00:55:02 Chairman Lewis
 00:56:48 Rep. Sesso
 01:00:38 Chairman Lewis
 01:01:04 Rep. Esp

 01:02:15 **Motion:** Rep. Sesso moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a13)

Discussion:

01:02:17 Rep. Sesso
 01:03:00 Chairman Lewis
 01:03:58 Rep. Sesso

 01:04:07 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

 01:04:55 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a14)

Discussion:

01:04:57 Sen. Williams
 01:06:34 Chairman Lewis

 01:07:18 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

 01:07:46 **Motion:** Rep. Sesso moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a15)

Discussion:

01:07:48 Rep. Sesso
 01:11:05 Chairman Lewis
 01:11:32 Kris Wilkinson, LFD
 01:11:44 Marilyn Daumiller, LFD
 01:12:23 Rep. Esp

01:12:51 Ms. Wilkinson
 01:13:09 Rep. Esp
 01:13:42 Rep. Sesso
 01:16:58 Chairman Lewis
 01:17:34 Rep. Sesso

01:18:30 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

01:19:12 **Motion:** Sen. Williams moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a16)

Discussion:

01:19:14 Sen. Williams
 01:21:18 Rep. Esp
 01:22:58 Sen. Williams
 01:25:03 Rep. Esp
 01:25:45 Sen. Williams

01:26:01 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

01:26:26 **Motion:** Rep. Sesso moved that **HB 2 BE AMENDED.**
EXHIBIT(frs78hb0002a17)

Discussion:

01:26:28 Rep. Sesso
 01:29:31 Rep. Esp
 01:30:15 Sen. Williams
 01:30:48 Chairman Lewis
 01:31:54 Rep. Sesso

01:34:58 **Vote:** Motion failed 2-4 by roll call vote with Rep. Sesso and Sen. Williams voting aye.

01:35: 24 Rep. McNutt

01:35:30 **Motion/Vote:** Rep. McNutt moved to **CONCLUDE COMMITTEE ACTION AND ISSUE A CONFERENCE COMMITTEE REPORT.** Motion carried 4-2 by roll call vote with Rep. Sesso and Sen. Williams voting no.

01:36:27 Rep. Williams
 01:37:15 Chairman Lewis
 01:37:22 Rep. Sesso
 01:38:40 Chairman Lewis
 01:39:29 Rep. Sesso

ADJOURNMENT

Adjournment: 5:42 p.m.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([frs78hb0002aad.pdf](#))